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Suzanne Henderson

**NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.**

**AMENDMENT TO OIL AND GAS LEASE**

**State: Texas**  
**County: Tarrant**  
**Lessor: Cheryl Dugas Smith**  
**Lessee: XTO Energy Inc.**  
**Effective Date: June 16, 2005**

Lessee, named above, is the owner of an Oil and Gas Lease (the "Lease"), dated June 16, 2005, from Lessor, named above, recorded as Tarrant County Clerk's Document No. D205275238 of the Official Public Records of the county and state named above.

At the time the Lease was entered into, the description of the lands contained in the Lease was believed by Lessor and (the original) Lessee to cover, and was intended by them to cover, certain lands owned by Lessor.

Since the execution, delivery, and recording of the Lease, it has been discovered that the description of lands contained in the Lease does not adequately describe the lands Lessor intended to lease to Lessee. Lessor and Lessee desire to amend and correct the description of lands contained in the Lease to accurately identify the lands to be covered by the Lease.

For adequate consideration, and the further consideration of the obligations and agreements contained in the Lease, Lessor acknowledges and agrees that the Lease shall cover, and the Lease is amended, so that it now covers the following lands in the county and state named above:

1.96 acres of land, more or less, out of the M. Rockerfellow Survey, A-1267, Tarrant County, Texas, as described in a Deed as 2.0 acres and dated April 27, 2006 from Melissa Cheryl Leist to Cheryl Dugas Smith, recorded in Document D206136657, Official Public Records, Tarrant County, Texas.

Lessor ratifies, adopts, and confirms the Lease and extends the Lease to cover the lands described in this Amendment as if the description of lands set out above had been originally included in the Lease. Lessor grants, leases, and lets to Lessee, its successors and assigns, the lands described in this Amendment for the purposes and upon the terms, conditions, and provisions contained in the Lease.

This Amendment shall be binding for all purposes on Lessor and Lessor's successors, heirs and assigns.

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This Amendment is signed by Lessor and Lessee as of the date of the acknowledgment of her signatures below, but is effective for all purposes as of the Effective Date stated above.

Lessor

Cheryl Dugas Smith  
Cheryl Dugas Smith

THE STATE OF TEXAS §  
COUNTY OF TARRANT §

This instrument was acknowledged before me on the 30<sup>th</sup> day of September 2008, by Cheryl Dugas Smith.



William V. McFarland  
Notary Public in and for the State of Texas

William V. McFarland

Current  
mailing  
address  
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